

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO**

In re: Victor P. Kearney,

Debtor.

§
§ Case No.: 17-12274
§
§

NOTICE OF APPEAL

Part 1: Identify the appellant(s)

1. Name of appellant(s):

Victor P. Kearney

2. Position of appellant(s) in the adversary proceeding or bankruptcy case that is the subject of this appeal:

For appeals in an adversary proceeding.

For appeals in a bankruptcy case and not in an adversary proceeding.

- Plaintiff
 Defendant
 Other (describe)

- Debtor
 Creditor
 Trustee
 Other _____

Part 2: Identify the appellee:

1. Name of appellee(s):

Official Committee of Unsecured Creditors. For information regarding Appellee's counsel, please reference Part 4 below.

Part 3: Identify the subject of this appeal

1. Describe the judgement, order, or decree appealed from:

Order Denying Debtor's Motion for Reconsideration [Docket No. 253], attached hereto as Exhibit A, and *Order Denying Second Motion to Extend Exclusivity* [Docket No. 240], attached hereto as Exhibit B.

2. State the date on which the judgment, order, or decree was entered: May 25, 2018.

Part 4: Identify the other parties to the appeal

List the names of all parties to the judgment, order, or decree appealed from and the names, addresses and telephone numbers of their attorneys (attach additional pages if necessary):

1. Party: Attorney:

Debtor

Victor P. Kearney
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Albuquerque, New Mexico 871110

Attorneys for Debtor

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U.S. Trustee

United States Trustee
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Attorney for U.S. Trustee

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Creditor

Unsecured Creditors Committee
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Attorneys for Creditor

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Part 5: Optional election to have appeal heard by District Court (applicable only in certain districts)

If a Bankruptcy Appellate Panel is available in this judicial district, the Bankruptcy Appellate Panel will hear this appeal unless, pursuant to 28 U.S.C. § 158(c)(1), a party elects to have the appeal heard by the United States District Court. If an appellant filing this notice wishes to have the appeal heard by the United States District Court, check below. Do not check the box if the appellant wishes the Bankruptcy Appellate Panel to hear the appeal.

Appellant(s) elect to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel

Part 6: Sign Below

Dated: June 8, 2018

Respectfully submitted,

/s/ Marcus A. Helt

Marcus A. Helt (TX 24052187)

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COUNSEL FOR THE DEBTOR

(Admitted Pro Hac Vice)

CERTIFICATE OF SERVICE

I hereby certify that, on June 8, 2018, a true and correct copy of the foregoing document was served electronically by the Court's PACER system.

/s/ Marcus A. Helt

Marcus A. Helt

EXHIBIT A

See the Order Attached

EXHIBIT B

See the Order Attached